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**VIA ECF**

Hon. Valerie E. Caproni  
U.S. District Court  
40 Foley Square  
New York, NY 10007

AMERICAN CIVIL LIBERTIES  
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Re: *Adkins et al. v. Morgan Stanley et al.*, No. 1:12-cv-7667 (VEC) (GWG)

Dear Judge Caproni,

I represent Plaintiffs in the above-referenced civil rights action. We write to notify the Court of supplemental authority relevant to Plaintiffs' pending Motion for Class Certification (ECF No. 127). On February 10, 2015, the Court of Appeals for the Second Circuit issued a decision in *Sykes v. Mel S. Harris & Assoc., LLC*, Case Nos. 13-2742-cv, 13-2747-cv, 13-2748-cv (attached hereto as Exhibit A). That decision addresses the standards applicable under Federal Rule of Civil Procedure 23 for assessing commonality (Slip Op. at 30-36), adequacy of class representation (Slip Op. at 42-46), and predominance of common issues (Slip Op. at 21-25, 37-41, 46-49).

We are grateful for the Court's consideration of this matter.

Sincerely,

Laurence M. Schwartztol